

[Bob-EPA] Hello Ms. Sundberg. As you have probably seen, EPA has been sending to you by email and express mail additional information about our plans for pilot testing of excavation and air sparging/ soil vapor extraction at the property on Highway 70 in Lac du Flambeau. So far we have not received confirmation of your consent to access for the property. Thus we have stopped work associated with this testing. If there are any specific reasons why you feel access should not be granted please let me know. We will not proceed further without confirmation of access. We will soon lose favorable weather conditions and risk losing available state funds to help with the cleanup. Please let me know if you have any questions. Thank you. Bob Egan EPA Region 5

[Lisa Sundberg] Good morning Bob. I have granted access thru the tribe. I was told this access agreement that allows them coordinate activities because there needs to be a point coordinator.

[Lisa Sundberg] I've made it abundantly clear that EVERYONE MUST SIT AT A TABLE. TALK ABOUT THE FUNDS AVAILABLE AND TIME TABLES OF THESE GRANTS AND A PLAN YOU ALL AGREE ON!!!!

[Lisa Sundberg] There appears to be differing motivations and ours has been spoken loudly. The tribe is a targeted buyer and the BIA WILL ONLY PUT LAND INTO TRUST based on specific work having been done. I have forwarded those requirements of the BIA.

[Lisa Sundberg] I'm in the damn middle here and I can't FOR the life of me figure out why you all can't agree on a plan??

[Lisa Sundberg] I've signed an access agreement with the tribe. Give them your plan. If it meets BIA specs then you should be fine.

[Lisa Sundberg] AM I MISSING SOMETHING?

Hi Bob, I know my text may sound a bit harsh but I'm frustrated over the tail chasing and surprised by the text as I was of the understanding all was moving. I'm willing to coordinate this for you all as it appears to not be getting done. I am a consultant and if you guys want this done I will get this moving but my expenses will need to get paid. Just throwing it out there.

[Bob-EPA] We have been sharing our plans with the tribe and have had several discussions with them but as we stated previously, we cannot use their access agreement. We must have our own as determined by our attorneys. The requirement is not something I can change. Without confirmation that we can get access I can't continue to spend money on something I have no confidence will occur. Maybe I misunderstand. Are you saying that you won't provide access until the tribe agrees with the plan? We may not be able to do all they want during this activity. Also, we can't necessarily address BIA requirements because we are working to investigate and clean up the properties according to our policies and funding requirements. If it would help we can have a phone conversation to explain further.

[Lisa Sundberg] And you've shared this with the tribe?

[Bob-EPA] They have our draft plans and provided comments and we have had phone conversations about the plans with them and their own consultants

[Lisa Sundberg] With time lines? And "by when" the decisions need to be made?

[Bob-EPA] The tribal president and the natural resources director were cc'd on the most recent letter sent to you which gave last Friday as the day that we were to be notified of access or denial

[Lisa Sundberg] I asked Kristen to call me and get the Chairman on the phone. Someone HAS TO BE POINT PERSON!!!

That everyone can work with and work with all sides.